



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

JRE
Docket No: 4869-00
15 December 2000



Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 7 December 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you completed a Standard Form 93, Report of Medical History, on 20 June 1999, in which you denied a history of frequent or severe headaches. You were found physically qualified for enlistment, and you enlisted in the Navy on 12 August 1999. On 5 October 1999, you sought medical care for headaches, and reported that you had suffered from headaches all of your life. You indicated that they were a problem when you were between ages six and eight, and that they recurred when you were twelve. They had stabilized thereafter, but increased in frequency and severity after your entry on active duty. You reported having three "bad ones" and ten "regular" headaches while undergoing training. Reportedly, the headaches were aggravated by light and noise, and they increased during physical training. You also complained of decreased memory and concentration related to the headaches. You were given a diagnosis of tension headaches, existed prior to enlistment (EPTE), and recommended for discharge for failing to meet medical/physical procurement standards. You were discharged for that reason of on 1 November 1999. You were assigned a reenlistment code of RE-4, which is the only code authorized for Sailors discharged for failing to meet medical procurement standards.

The Board carefully considered your contentions to the effect that you did not suffer from frequent or severe headaches prior to enlisting in the Navy, and that you do not suffer from them at this time, but found it insufficient to warrant any corrective action in your case. As indicated above, you had a long history of headaches. You concealed that history when you underwent enlistment processing, and were found physically qualified for enlistment without having to obtain a waiver. The headaches increased in severity and frequency after you entered on active duty, and adversely affected your ability to train. The Board was not persuaded that your discharge was improper, and was unable to recommend any corrective action in your case., and disqualified you from further service. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director